

KEMP & KEMP
ATTORNEYS AT LAW
7435 W. Azure Drive, Suite 110
LAS VEGAS, NEVADA 89130
Tel. (702) 258-1183 • Fax (702) 258-6983

JAMES P. KEMP, ESQUIRE
Nevada Bar No. 006375
KEMP & KEMP
7435 W. Azure Drive, Suite 110
Las Vegas, NV 89130
(702) 258-1183/258-6983(fax)
jp@kemp-attorneys.com
Attorney for Plaintiff *Pro Bono Publico*

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

YUNG LO,

Plaintiff,

vs.

ETT GAMING and AFFINITY
GAMING,

Defendants.

Case No.: 2:12-cv-01887-APG-PAL

**STIPULATION AND ORDER TO
GRANT MOTION FOR MORE
DEFINITE STATEMENT, TO
SCHEDULE EARLY NEUTRAL
EVALUATION CONFERENCE, AND TO
STAY OTHER PROCEEDINGS
PENDING COMPLETION OF THE ENE
CONFERENCE**

STIPULATION

It is hereby stipulated by and between the parties, through their respective counsel, that this matter, being an employment discrimination action, should be scheduled for an Early Neutral Evaluation (ENE) Conference and that during the pendency of the ENE that all other proceedings in this matter shall be stayed. Further, the Defendants' Motion for More Definite Statement should be granted. This stipulation is submitted and based upon the following:

1. The above-captioned employment discrimination matter was initiated by the Plaintiff in proper person on November 5, 2012. Thereafter it languished. The entire history of the case is available on PACER and need not be recited here. However, on February 4, 2015 the Court appointed undersigned Counsel, J.P. Kemp, Esq., to represent the

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Plaintiff for the limited purposes of 1) effectuating service of the Complaint; and 2) representing the Plaintiff at an ENE Conference. (Order of Appointment of Counsel, DOC #34)

2. Service of Process on the Defendants has been effectuated. On April 17, 2015 the Defendants filed a Motion for More Definite Statement and that matter is pending hearing before the Court on May 19, 2015.

3. On November 26, 2014 (DOC #29) the Court issued an ENE Notice that indicated that the case should be scheduled for an ENE pursuant to LR 16-6 and that Magistrate Judge Foley would be the evaluating Magistrate Judge. However, as yet the ENE Conference has not been scheduled and has not taken place.

4. The Plaintiff stipulates that the Motion for More Definite Statement has merit and should be granted. The May 19, 2015 hearing on that motion should be vacated as moot.

5. The Parties agree that in light of the scope of Mr. Kemp's representation ordered by the Court, that all other proceedings in this case should be stayed pending the scheduling and completion of the ENE Conference.

6. Should the ENE Conference not be successful in resolving the case in its entirety, the Plaintiff shall be given 21 days from the date of the minute order entered by the Court indicating the result of the ENE Conference in which to file an Amended Complaint.

DATED this 1st day of May, 2015.

/s/ James P. Kemp
James P. Kemp, Esq.
Nevada Bar No. 6375
KEMP & KEMP ATTORNEYS AT LAW
7435 West Azure Drive, Suite 110
Las Vegas, NV 89130
Attorney for Plaintiff

/s/ David B. Dornak
Mark J. Ricciardi, Esq.
David B. Dornak, Esq.
FISHER & PHILLIPS
3800 Howard Hughes Pkwy, Suite 950
Las Vegas, NV 89169
Attorneys for Defendants

KEMP & KEMP
ATTORNEYS AT LAW
7435 W. Azure Drive, Suite 110
LAS VEGAS, NEVADA 89130
Tel. (702) 258-1183 • Fax (702) 258-6983

ORDER

Based upon the foregoing Stipulation of the Parties, and with good cause appearing, IT IS HEREBY ORDERED that the Stipulation is approved and GRANTED. This matter will be scheduled for an Early Neutral Evaluation (ENE) Conference with Magistrate Judge Foley at his convenience and by a separate order issued by him in accordance with the Court's ENE Notice filed November 26, 2014 (DOC #29);

IT IS FURTHER ORDERED that the Defendants' Motion for a More Definite Statement should be and hereby is GRANTED. The Motion hearing currently scheduled for May 19, 2015 at 10:00 a.m. is vacated as the matter is now moot;

IT IS FURTHER ORDERED that pursuant to the Court's February 4, 2015 Order Appointing Counsel, and given the limited scope of representation of Plaintiff's Counsel, that all other proceedings in this action are STAYED pending the outcome of the ENE Conference in this matter;

IT IS FURTHER ORDERED that should the ENE Conference not be successful in fully resolving this matter, that the Plaintiff shall have 21 days from the date of the Court's minute order indicating the result of the ENE Conference in which to file an Amended Complaint.

IT IS SO ORDERED


U.S. DISTRICT/ MAGISTRATE JUDGE

Dated: May 5, 2015